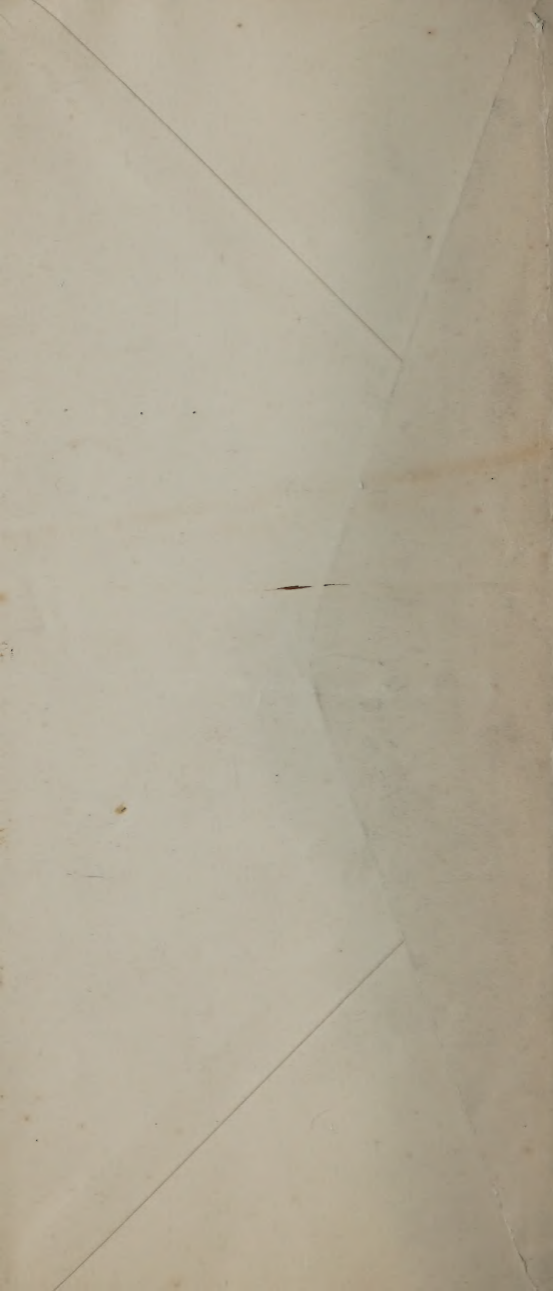


Correspondence
and documents
relating to

Parsons Bequest

(Parsons was
niece of
L. M. Child)



Surrogate's Court
Kings County.

George B. Abbott.
Surrogate.

Brooklyn, N.Y. April 25, 189

Mr. Arthur G. Bennett,
632 Exchange Building,
Boston, Mass.

My dear Benn:-

Your favor in relation to the last will and testament of Susan Maria Parsons, deceased, came duly to hand. I was very glad to hear from you again. I enclose extract from the will of Susan Maria Parsons, the testator, and it seems to be short, sweet and to the point. The Public Library of the town of Weyland, Mass. gets the sum of three hundred dollars. That is all that pertains to that institution.

The executor of the will is named

William Henry Parsons.

My family are all very well and growing. I still work at the same old mortuary business.

We shall be very glad to see you at any time that you are in this vicinity.

With kind regards, believe me in the old way

Yours,

J. C. B. Brown

RIDER & SMITH,
COUNSELORS AT LAW
ROOMS 111 AND 112,
NOS. 27 AND 29 PINE STREET

JOHN M. RIDER.
JOHN R. SMITH.

TELEPHONE CONNECTION

NEW YORK March 6, 190 2.

ESTATE OF SARAH MARIA PARSONS.

Public Library of the Town of Wayland,
Town of Wayland, Mass.

Under the will of Sarah Maria Parsons,
of Brooklyn, which was probated on the 16th
day of March, 1898, a legacy of \$300 was given
to you, under the above name, payable after
the death of the decedent's husband, William H.
Parsons. Mr. Parsons has recently died.

Will you kindly give us your exact
corporate name.

Very truly yours,

Rider & Smith

March 6, 1900

STATIONER AT NEWARK, N. J.

United States of America

City of Newark, N. J.

Under the will of Sarah Maria

of Newark, N. J., which was executed on the 10th

day of March, 1899, a legacy of \$100 was given

to you, under the above name, payable after

the death of the testator's husband, William

Marshall. Mr. Marshall was recently dead.

Will you kindly give us your check

for the amount of \$100.

Very truly yours,

Arthur T. Smith

RIDER & SMITH,
COUNSELORS AT LAW

JOHN M. RIDER.
JOHN R. SMITH.

TELEPHONE CONNECTION

Nos. 27 & 29 PINE STREET,
ROOM 111 & 112,
NEW YORK.

New York April 7, 1902.

BARNES VS PRESTON.

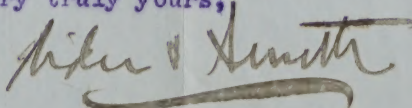
Mr. Arthur G. Bennett,
Wayland, Mass.

Dear Sir:-

We beg to acknowledge the receipt of your favor of the 5th inst. Replying to your question, "Will delay be the only result to our detriment as a party defendant", we have to say, that we are hardly willing to answer that question in the affirmative. Some proof will be required from your corporation on the trial, to identify you as the corporation named in the will, because of the discrepancy in the names. For instance, it will be necessary, probably, for you to show that no other library exists in the Town of Wayland, that might have been in the testatrix's mind. We will further say, that the Court will probably direct the payment of the fees of your counsel out of the funds of the estate. If any of your board has acquaintance with a lawyer here, he probably would not make you any charge in the matter, relying upon an allowance from the Court out of the funds of the estate.

If you like, we will procure some attorney to appear for you, who will properly take care of your interests, and who will be willing to do so without expense to you. It will probably, however, be more satisfactory to you to have a counsel of your own choosing. If you will kindly let us hear from you at once, we will be greatly obliged, as it is necessary for us to begin our proceedings to publish the summons.

Very truly yours,



HARRIS IN THE CITY.

Mr. Arthur G. Bennett,

Wayland, Mass.

Dear Sir:

We beg to acknowledge the receipt of your letter of the 10th inst. Replying to your question, "Will delay be detrimental as a party defendant?" we have to say, "No." We are willing to answer that question in the affirmative. We have no objection to your corporation on the trial, to the corporation named in the will, because of the delay. For instance, it will be necessary, probably, for other library exists in the Town of Wayland, that the testatrix's mind. We will further say, that direct the payment of the fees of your counsel on estate. It any of your board has acquaintance with probably would not make you any change in the net allowance from the Court out of the funds of the estate. If you like, we will procure some attorney who will properly take care of your interests, and to do so without expense to you. It will probably satisfactory to you to have a counsel of your own. Kindly let us hear from you at once, we will be

RIDER & SMITH,
COUNSELORS AT LAW,
ROOMS 111 AND 112,
NOS. 27 AND 29 PINE STREET.

JOHN M. RIDER.
JOHN R. SMITH.

TELEPHONE CONNECTION.

NEW YORK, April 11, 190 2.

BARNES VS PRESTON.

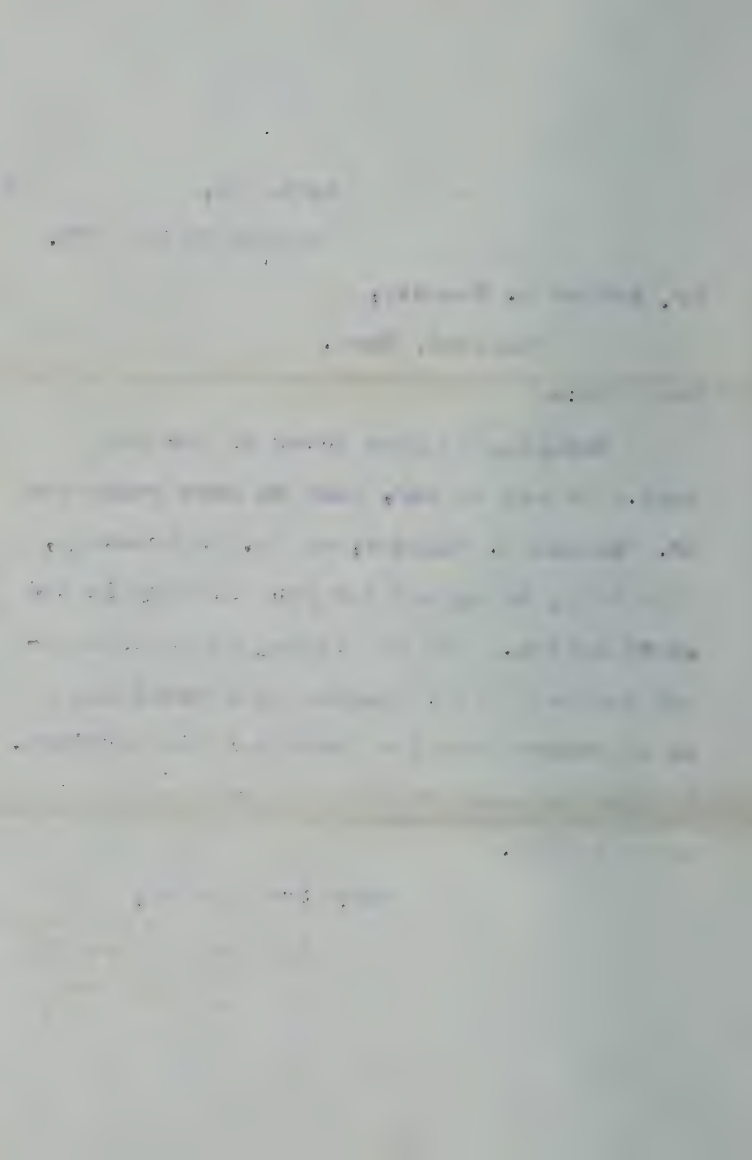
Mr. Arthur G. Bennett,
Wayland, Mass.

Dear Sir:-

Replying to your favor of the 9th inst., we beg to say, that we have requested Mr. William H. Willits, of No. 52 Broadway, this city, to appear for your library in the above action. He is willing to do so without charge to you, relying upon receiving an allowance from the Court for his services. He will probably communicate with you to the above effect.

Very truly yours,

Rider & Smith



WILLIAM H. WILLITS,

COUNSELLOR AT LAW,

52 BROADWAY, COR. EXCHANGE PL.
(ROOM 1121)

EXCHANGE COURT BUILDING,
BOROUGH OF MANHATTAN.

TELEPHONE, 3063 BROAD.

NEW YORK, April 11, 1902.

Mr. Arthur G. Bennett,

Wayland Free Public Library,

Wayland, Mass.

Dear Sir:-

Mess. Rider & Smith of Nos. 27 & 29
Pine Street, this City, inform me that they have
recomm^{me}ended me to you as counsel to see that the
interests of the Wayland Free Public Library
under the will of Sarah Maria Parsons are ade-
quately protect~~ed~~ed in the action brought by their
olient George Barnes executor of said will for
a contruction of the will. They have handed me
your letter of the 9th. inst. and I assure you
that I will look to the Court only to provide for
my compensation and not to you or the Library
Trustees.

Yours very truly,
W. H. Willits

April 11,

My dear Mr. [Name]

I have just received your letter of the 10th inst.

and am glad to hear from you.

I am sorry that I cannot give you the answer you desire.

I have been very busy lately and have not had time to do so.

I will try to get it done as soon as possible.

I am sure you will understand my position.

I am very sorry for the inconvenience.

I am sure you will be satisfied with the result.

I am very sorry for the delay.

I am sure you will be satisfied with the result.

I am very sorry for the delay.

I am sure you will be satisfied with the result.

I am very sorry for the delay.

Yours truly,

WILLIAM H. WILLITS,

COUNSELLOR AT LAW,

52 BROADWAY, COR. EXCHANGE PL.
(ROOM 1118)

EXCHANGE COURT BUILDING,
BOROUGH OF MANHATTAN.

TELEPHONE. 3063 BROAD.

October 28th, 2.
NEW YORK, _____ 190

Mr. Arthur G. Bennett,
Wayland Mass.,

Dear Sir:--

The case of Barnes against Preston has been referred to the referee to hear and determine. I have endeavored to procure an admission from the attorneys of the other defendants so as to avoid the necessity of any witnesses coming from Wayland; but one of them declines to admit that there is no other public library in the town than the one you represent, ~~so~~ which is an important point for us to prove.

I enclose an affidavit for you to make on this point. It will not be competent evidence if objected to, but I hope it will be received. If it is, we will not need any witnesses to come from your place. Please fill in the blanks in the affidavit. As to the large blank space, I have pinned on a memorandum as to what should go in, which I will have to leave to you, as I do not know the facts.

Please have your County Clerk or the Clerk of a Court of Record, fill out and sign the certificate attached to the affidavit, which is necessary to entitle it to be read in evidence. When done kindly return it to me at your earliest convenience, and oblige,

Yours truly,

Wm H. Willits

100

100

100

2)

WILLIAM H. WILLITS,
COUNSELLOR AT LAW,

52 BROADWAY, COR. EXCHANGE PL.
(ROOM 1181)

EXCHANGE COURT BUILDING,
BOROUGH OF MANHATTAN.

NEW YORK, 4/28 1902

TELEPHONE, 3063 BROAD.

NEW YORK, 4/28 1902

Mr. Arthur G. Bennett,
Wayland Free Public Library;
Dear Sir;

To prepare an answer in the case of Barnes v. Parsons for the construction of the will of Sarah Maria Parsons I desire the following information:

1. Is the Wayland Free Public Library an incorporated institution? and, if so, when and how incorporated, whether by Act of the Legislature or by certificate and if the latter, where is it filed?

2. If not incorporated, does it belong to and is it supported by the Town of Wayland and is it a part of the town property and how are the officers of the Library appointed or elected?

3. - When there is occasion for a suit by or against the Library is the suit

4913

brought by or against "The Town of Wayland" or "The Wayland Free Public Library" or "The Trustees of the Wayland Free Public Library"?

By furnishing this information at your earliest convenience you will much oblige

Yours very truly
Wm. H. Willits

6000

Supreme Court,

COUNTY OF KINGS.

GEORGE BARNES, as sole surviving Executor of the
last Will and Testament of SARAH MARIA PAR-
SONS, deceased,

Plaintiff,

against

FELIX W. PRESTON, GUSTAVO PRESTON, CAROLINA
PRESTON, Henry L. Stearns, Francis P. Stearns ;
James J. Myers and Henry Endicott, as ex-
ecutors of and Trustees under the last Will
and Testament of Mary E. Stearns, deceased ;
Mary A. Livermore, Alice Stone Blackwell,
Minot J. Savage ; Home for Aged Women,
located at Bangor, Maine ; the Trustees of the
Hampton Normal and Agricultural Institute,
located at Hampton, Virginia ; The Wayland
Free Public Library, located at Wayland,
Massachusetts ; and Waterman T. Hewett and
George Barnes, as Executors of the last Will and
Testament of Wm. Henry Parsons, deceased,
Defendants.

Summons.

To the above-named Defendants :

You are hereby summoned to answer the complaint in this action, and to serve a copy of your answer on the plaintiff's attorneys within twenty days after the service of this summons, exclusive of the day of service, and in case of your failure to appear or answer, judgment will be taken against you by default, for the relief demanded in the complaint.

Dated New York, March 22d, 1902.

RIDER & SMITH,
Plaintiff's Attorneys,
Office and Post Office Address,
No. 29 Pine Street,
Borough of Manhattan,
New York City.

Supreme Court,

KINGS COUNTY.

GEORGE BARNES, as sole surviving Executor of the
Last Will and Testament of SARAH MARIA
PARSONS, deceased,

Plaintiff,

against

FELIX W. PRESTON, GUSTAVO PRESTON, CAROLINA
PRESTON, Henry L. Stearns, Francis P. Stearns,
James J. Myers and Henry Endicott, as Execu-
tors of and Trustees under the Last Will and
Testament of Mary E. Stearns, deceased; Mary
A. Livermore, Alice Stone Blackwell, Minot
J. Savage; Home for Aged Women, located at
Bangor, Maine; The Trustees of the Hampton
Normal and Agricultural Institute, located at
Hampton, Virginia; The Wayland Free Pub-
lic Library, located at Wayland, Massachu-
setts; and Waterman T. Hewett and George
Barnes, as Executors of the Last Will and
Testament of William H. Parsons, deceased,

Defendants.

Complaint.

This complaint respectfully shows to the Court, upon information and belief:

FIRST:

That Sarah Maria Parsons died on or about the 1st day of January, 1898, in the Borough of Brooklyn, County of Kings and State of New York, being at the time an inhabitant thereof, leaving a last will and testament; and that a copy thereof is hereunto annexed marked Schedule A, and is hereby made a part of this complaint.

SECOND:

That on the 16th day of March, 1898, the said will was duly admitted to probate as a will of real and personal property by the Surrogate's Court of the County of Kings which had jurisdiction in the matter; and letters testamentary thereon were duly issued out of said court to William Henry Parsons, the executor named in said will, on the same day; and that the said William Henry Parsons duly qualified as such executor, and took upon himself the execution of said will.

THIRD:

That the said Sarah Maria Parsons, left her surviving her husband, the said William Henry Parsons, and the following persons as her only heirs-at-law and next of kin, to wit:

Mary E. Stearns, her sister; and the defendants Felix W. Preston, Gustavo Preston and Carolina Preston, children of her deceased brother, Francis W. Preston.

That the said Mary E. Stearns died at Medford, in the County of Middlesex, and State of Massachusetts, on the 28th day of November, 1901, leaving a last will and testament, which was admitted to probate in the Probate Court of Middlesex County, State of Massachusetts, on the 31st day of January, 1902; and that letters testamentary were issued out of said Court to James J. Myers and Henry Endicott, the executors named in said will, on the same day. That the said Mary E. Stearns left her surviving her sons, the defendants Henry L. Stearns and Francis P. Stearns, her only heirs-at-law and next of kin. That she left no husband, her surviving.

- 6 That the said last will and testament of Mary E. Stearns has not been admitted to probate within the State of New York.

FOURTH:

- 7 That the said William Henry Parsons died in the Borough of Brooklyn, County of Kings and State of New York, on the 27th day of February, 1902, being at the time an inhabitant thereof, leaving a last will and testament, which was duly admitted to probate by the Surrogate's Court of Kings County, which had jurisdiction in the matter, on the 18th day of March, 1902, and letters testamentary thereon were duly issued out of said Court to the defendants Waterman T. Hewett and George Barnes, the executors therein named, on the same day, who duly qualified as such executors, and took upon themselves the execution of said will.

FIFTH:

That after the death of the said William Henry Parsons, and on or about the 4th day of March, 1902, letters testamentary upon the aforesaid last will and testament of Sarah Maria Parsons, deceased, were duly issued to George Barnes, this plaintiff, who was appointed by the testatrix in and by her said will, to be an executor thereof, whenever the said William Henry Parsons should become unable to fulfil the duties of such executor; and that the said George Barnes duly qualified as such executor and took upon himself the execution of said will.

SIXTH:

- 8 That the said William Henry Parsons as executor as aforesaid, prior to his death, duly carried into effect the directions and provisions of the said last will and testament of said Sarah Maria Parsons, deceased, insofar as he had the authority to do so during his lifetime.

That on the 1st day of February, 1899, he duly presented to the Surrogate's Court of Kings County, an account of his proceedings as such executor, and such proceedings were thereupon had in said Court, that a decree was duly entered therein, on the 7th day of April, 1899, a copy of which decree, is hereunto annexed, marked Schedule B, and is hereby made a part of this complaint.

- 9 That on the 20th day of April, 1900, he duly presented to the said Surrogate's Court a further account of his proceedings as such executor, and such proceedings were thereupon had in said Court; that a second decree was duly entered therein on the 20th day of June, 1900, a copy of which decree is hereunto annexed, marked Schedule C, and is hereby made a part of this complaint.

That on the 30th day of April, 1901, he duly presented to the said Surrogate's Court a further account of his proceedings as such executor, and such proceedings were thereupon had in said Court; that a third decree was duly entered therein on the 20th day of June, 1901, a copy of which decree is hereunto annexed marked Schedule D, and is hereby made a part of this complaint.

That, as this plaintiff is informed and believes, the said William Henry Parsons has in all respects duly complied with the provisions of said respective decrees.

10

SEVENTH:

This complaint further shows that the defendant Home for Aged Women, located at Bangor, Maine, claims to be entitled to the legacy of three hundred dollars bequeathed in and by the will of said Sarah Maria Parsons, deceased, to the Old Ladies' Home of Bangor, Maine.

That the defendant The Trustees of the Hampton Normal and Agricultural Institute, located at Hampton, Virginia, claims to be entitled to the legacy of three hundred dollars bequeathed in and by said will to The Agricultural College of Hampton, Virginia.

That the defendant The Wayland Free Public Library, located at Wayland, Massachusetts, claims to be entitled to the legacy of three hundred dollars bequeathed in and by said will to The Public Library of the Town of Wayland, Massachusetts.

EIGHTH:

This complaint further shows that to the best of plaintiff's knowledge, information and belief, all of the persons and corporations, now in being, having any interest in the estate of the said Sarah Maria Parsons, deceased, are parties to this action.

This complaint further shows that various questions and doubts have arisen, or will arise, by reason of the language of said will, which, as this plaintiff is advised, should be determined and adjudged by this Court, with all of the parties interested, before it, to the end that this plaintiff may correctly understand the said will and his duties under it, and may safely and properly distribute the estate of the said Sarah Maria Parsons, deceased, remaining in his hands, under the protection of the judgment of this Court, to and among the parties entitled to receive the same.

That this plaintiff desires the aid and direction of this Court, as to whether the legacy of three hundred dollars given in said will to The Old Ladies Home, of Bangor, Maine, should be paid to the defendant Home for Aged Women, located at Bangor, Maine; also as to whether the legacy of three hundred dollars given in said will to The Agricultural College of Hampton, Virginia, should be paid to the defendant The Trustees of the Hampton Normal and Agricultural Institute, located at Hampton, Virginia; also as to whether the legacy of three hundred dollars given in said will to The Public Library of the Town of Wayland, Massachusetts, should be paid to the defendant The Wayland Free Public Library, located at Wayland, Massachusetts.

That this plaintiff further desires the aid and direction of this Court, as to whether a valid trust was created by said will, in regard to the residuary estate of the decedent, and as to whether the said residuary estate passes to, and should be paid over by him, to the defendants Mary A. Livermore, Alice Stone Blackwell and Minot J. Savage; or as to whether the said Sarah Maria Parsons died intestate as to the whole of such residuary estate.

TENTH :

That this plaintiff desires the aid and direction of this Court, if the said Sarah Maria Parsons shall be adjudged to have died intestate as to her residuary estate, as to whether or not the defendants Felix W. Preston, Gustavo Preston, Carolina Preston, Henry L. Stearns, Francis P. Stearns; James J. Myers and Henry Endicott as executors of and trustees under, the last will and testament of Mary E. Stearns, deceased; and Waterman T. Hewett and George Barnes, as executors of the last will and testament of William H. Parsons, deceased, or any of them, are entitled to share in the division and distribution of the said residuary estate of Sarah Maria Parsons, deceased, and if so, to what extent, and how, they are so entitled, and as to the duty of the plaintiff in the premises.

ELEVENTH :

That this plaintiff is unable to determine to his own satisfaction, and to the satisfaction of the defendants, how, and to, and among whom, the estate of Sarah Maria Parsons, deceased, remaining in his hands shall be distributed, or who is entitled to share in the same; and the defendants themselves make conflicting claims upon this plaintiff as to said questions; and this plaintiff can see no better, or more legal way, in which the said matters can be disposed of, than through the aid of a judicial construction of said will, as proposed in this action.

WHEREFORE, plaintiff demands judgment of this Court, construing said will, and determining and declaring who are entitled to share in the said estate of Sarah Maria Parsons, deceased, remaining in his hands, and in what shares, and in what manner, and to what extent; and that the plaintiff be directed to whom, and in what proportions, and how, to distribute the same; and also that any party to this action may be at liberty to apply to this Court upon the foot of any judgment, which may be rendered herein, for further directions; and for such other, or further relief in the premises as may be just and equitable, together with his costs of this action.

RIDER & SMITH,
Plaintiff's Attorneys.

STATE OF NEW YORK, }
County of New York, } ss. :

GEORGE BARNES, the plaintiff above named, being duly sworn, saith, that he has read the foregoing complaint, and knows the contents thereof, and that the same is true of his own knowledge, except as to the matters therein stated to be alleged on information and belief, and that as to those matters he believes the same to be true.

GEORGE BARNES.

Sworn to before me, this }
25th day of March, 1902. }

ALBERT S. PARMELEE,
Notary Public,
New York Co.

Certificate filed in Kings Co.

Schedule A.

THE LAST WILL AND TESTAMENT OF SARAH MARIA PARSONS.

I, SARAH MARIA PARSONS, of Brooklyn, Kings County New York, hereby declare this to be my last Will, and Testament.

I hereby appoint my dear husband William Henry Parsons of said Brooklyn sole Executor of this Will, and no sureties are to be required for the fulfilment of his bond. Should he become in any way unable to fulfil his duties as Executor, I wish that George Barnes of said Brooklyn, should consent to fulfil that office in his stead, no sureties being for the fulfilment of his bond.

I give, and bequeath to my dear husband William Henry Parsons of said Brooklyn, New York, the use of all the property I may die possessed of, subject to any bequests I may
17 herein name. He is to have the use, and income of said property during his life, and any part of the principal that may be needed for his comfort.

To Laura F. Beecher formerly of Brooklyn New York as a tribute of love and friendship I bequeath the sum of one hundred dollars.

To the Art Museum of Boston, Massachusetts the oil painting of my Aunt Lydia Maria Child, painted by Alexander, taken at the age of twenty-two; also a babies dress wrought by the said Lydia Maria in eighteen hundred and twenty-one, at the age of nineteen, also a piece of needle work done by my Aunt Susan, sister of said Lydia Maria in 1795; also a Head of Henrietta Maria, daughter of Charles the First of England, painted by Vandyke, give to said Lydia Maria Child by William Page the Artist, and said by him to be a *genuine* Vandyke; also a gold watch given to the said Lydia Maria Child, by some ladies of Salem, and Lynn Massachusetts, for her having made the first Appeal in behalf of the American
18 Slave. All these articles are to remain in the possession of my dear husband, William Henry Parsons, so long as he may desire to have them.

When he is done with them I desire that my friend, Rev. Minot J. Savage, of Boston, Massachusetts, take charge of them, and present them for me to the Art Museum of Boston, Massachusetts, through the proper authorities. To be included with the above articles, is a colored Photograph of David Lee Child, husband of said Lydia Maria Child.

To the Homœopathic Hospital, now in East Concord Street, Boston, Massachusetts, I bequeath the Black Walnut Case, together with all the Stereoscopic pictures contained therein.

To my dear friend Miss M. E. Woods, formerly of Brooklyn, New York, my black center India Shawl, as a token of love, and in recognition of her true friendship for me.

To the town of Wayland, Massachusetts, I bequeath the sum of two hundred dollars (\$200.00), the income of which is to be used in keeping the lot in the Cemetery in said town
19 in which Lydia Maria Child, and her husband, David Lee Child, are buried, in *good* condition, *each*, and *every* year, the above sum to be under the care, each year of the minister (Unitarian if there is one) and selectmen of said town.

To Mrs. Mary L. Wood (*nee* Sabine), I bequeath the Picture of the Boatman and his family, given to me by her parents on the occasion of my silver wedding; also every article that will be found marked on it "from Helen L. Sabine."

To my nephew, Felix W. Preston, all my silver and china, and glass ware not otherwise disposed of, I bequeath to him to be divided between his daughters as he may think best, also the oil painting of my sister Grace, hanging in my in my sleeping room. I also bequeath the sum of two hundred dollars to his two sons Francisco W. and Carlos Felix Preston, also the same sum to his daughters Emma, and Felica, and three hundred dollars to Aimee Maria my Godchild, also to said Aimee M, the set of topaz and pearls, earrings and pin, that
20 belonged to my mother and her great-grandmother.

Also to the said Felix W. Preston the two gold tea spoons marked W. H. P. & S. M. P. also the oil pictures of our dear children Grace & Harvey taken in childhood.

To my dear friend Ella L. Noyes or by whatever name she may be known I bequeath the small oil pictures of Star Light, and Mannanook, also the large oil paintings of Grac & Harvey.

Any property that may be left after the decease of my dear husband William Henry Parsons, I wish to be disposed of as follows.

To the Old Ladies Home of Bangor Maine, the sum of three hundred dollars (\$300.00).

To the Public Library of the town of Wayland, Massachusetts, the sum of three hundred dollars (\$300.00).

To the Agricultural College of Hampton Va. for the education and improvement of colored persons, and Indians, which has been under the charge of General S. E. Armstrong

21 the sum of three hundred dollars (\$300.00). Said sum is never to be used for theological teaching.

All remaining property I wish to be used as a fund, the interest of which is to be used in the way that will best promote the higher education, elevate the character and enlarge the sphere of woman.

The above sum is to be used in the way deemed most judicious to accomplish the purpose for which it was left—by Mary A. Livermore, Alice Stone Blackwell, and Rev. Minot J. Savage, all well known friends of the true elevation of woman, and all residing in Boston Massachusetts, or the vicinity.

I hereby declare this to be my last will, and Testament. In witness whereof, I, Sarah Maria Parsons, the Testator, do hereunto set my hand and seale. July 22, 1895.

SARAH MARIA PARSONS. [L. s.]

22

Signed, sealed, and published as my last Will and Testament in presence of the witnesses whose names are hereunto subscribed, and in presence of the Testator, each, and all being present.

MARY LOUISE CATLIN,

CHARLES T. CATLIN.

July 22, 1895.

Schedule B.

At a Surrogate's Court, held in and for the County of Kings, at the Surrogate's Court Room, in the Hall of Records, in the Borough of Brooklyn, on the 7th day of April, in the year one thousand eight hundred and ninety-nine.

Present—Hon. GEORGE B. ABBOTT, Surrogate.

In the Matter

of

24

The Judicial Settlement of the Account of WILLIAM HENRY PARSONS, as Executor of the Last Will and Testament of SARAH MARIA PARSONS, deceased.

25

WILLIAM HENRY PARSONS, of the Borough of Brooklyn, County of Kings, city and State of New York, as executor of the last will and testament of Sarah Maria Parsons, deceased, having on the 1st day of February, 1899, presented a petition for a Judicial Settlement of his account as such executor aforesaid, and more than one year having elapsed since the issuance of letters testamentary to him, and a notice requiring all persons having claims against said deceased to exhibit the same, with the vouchers thereof, having been duly published according to law.

And a citation having been duly issued out of this Court, directed to all persons interested in the estate of said deceased, citing and requiring them to appear before this Court on the 23d day of March, 1899, to attend the Judicial Settlement of the account of such executor and directing the infants therein named to show cause why a special guardian should not be appointed to appear for them on said Judicial Settlement.

26

And on the 22d day of March, 1899, the said Citation having been returned to this Court, with proof of due service thereof on Mary E. Stearns, Felix W. Preston, Gustavo Preston, Laura F. Beecher, Mary E. Woods, Art Museum, Boston, Massachusetts; Minot J. Savage, The Homœopathic Hospital, Boston, Massachusetts; Mary S. Wood, Francisco W. Preston, Carlos F. Preston, Emma Preston, Maria Aimee Preston, Felix W. Preston, as administrator of the goods, chattels and credits of Felicie Encarnacion Preston, deceased; Felix W. Preston, as general guardian of said Francisco W. Preston, Carlos F. Preston, Emma Preston and Maria Aimee Preston, infants: Ella L. Noyse; Old Ladies' Home, Bangor, Maine; The Agricultural College, Hampton, Virginia; Mary A. Livermore, Alice Stone Blackwell; The Town of Wayland, Massachusetts; and Carolina Preston, and the matter having been adjourned until this day,

And the said Executor having filed his account and supplemental account and vouchers in support of the same, and no objection being made thereto, and the Surrogate having examined the said Account, and found the same correct, and the Surrogate having appointed Rufus T. Griggs, Esq., Special Guardian for such of the above-named persons as are infants,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED, that the said account and supplemental account be and they are hereby settled and allowed.

27

The following is a SUMMARY STATEMENT of the said accounts as settled and allowed, made and recorded, pursuant to the statute in such case made and provided, that is to say:

INCOME.

The said Executor is charged with the	
Amount of Schedule A A of said account.....	\$1,039 85
Also with the amount of Schedule C of said supplemental account.....	877 97
Total.....	\$1,917 82

The said Executor is credited with the	
Amount of Schedule E E of said account.....	\$1,039 85
Also with the amount of Schedule D of said supplemental account.....	877 97
	<u>1,917 82</u>

PRINCIPAL.

The said Executor is charged

With amount of inventory	\$14,728 00	
Also with amount of increase as per Schedule A of said account	915 85	
		\$15,643 85

The said executor is credited with

Amount of Schedule B of said account....	\$11,199 00	
Also with amount of Schedule C thereof.....	1,086 60	
Also with amount of Schedule D thereof.....	121 00	
Also with amount of Schedule E thereof.....	2,370 10	
Also with amount of Schedule B of said supplemental account....	193 65	14,970 35
29 Leaving a balance of.....		\$673 50

Six hundred and seventy three and 50/100 dollars in the hands of said executor, with which sum he is hereby charged, together with the securities of said estate still held by him as set forth in Schedule B of his said account.

AND IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED, that said executor do, and he is hereby ordered and directed to pay out and dispose of the said balance so remaining in his hands as aforesaid, as follows:

That he do retain the sum of one hundred and thirty-six and 12/100 dollars (\$136.12), as and for his lawful commission to which he is entitled on this accounting.

30 That he do retain the further sum of Two hundred and seventeen and 12/100 dollars (\$217.12), which sum is hereby allowed to him as and for his reasonable costs, counsel fees and other expenses in this proceeding.

That he do pay to Rufus T. Griggs, Esq., the special guardian for Francisco W. Preston, Carlos F. Preston, Emma Preston, and Maria Aimee Preston, the sum of fifty dollars, which sum is hereby awarded to him as and for his costs in this proceeding.

And it appearing that since the filing of the account and supplemental account herein, the executor has in a proceeding entitled "In the matter of the Appraisal under the Transfer Tax Acts of the property of Sarah Maria Parsons, deceased," paid to the County Treasurer of Kings County the sum of Fifty-seven and 98/100 dollars (\$57.98), the amount of the Transfer Tax, assessed against the estate of said deceased,

31 IT IS HEREBY FURTHER ORDERED, ADJUDGED AND DECREED, that the said executor do retain out of the balance in his hands the said sum of Fifty-seven and 98/100 dollars (\$57.98), so paid out by him.

AND IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that the said executor do retain and hold the balance of the said moneys, to wit, the sum of Two hundred and twelve and 28/100 dollars (\$212.28), and also all of the securities above mentioned, and which are set forth in Schedule B of said account until the same are sold or converted into cash; and the proceeds to be realized therefrom upon such sale or conversion; and that the same be so held by the executor upon the trusts as to principal and income, created by said will.

AND IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that the payments made by said executor as set forth in his original and supplemental account be, and the same hereby are ratified, approved and confirmed; and that the said executor be, and he hereby is released and discharged from any further accounting, responsibility, or liability, for or on account of any of the matters embraced in this accounting.

[L. S.]

GEO. B. ABBOTT,
Surrogate.

Schedule C.

At a Surrogate's Court, held in and for the County of Kings, at the Surrogate's Court Room, in the Hall of Records, in the City of Brooklyn, on the 20th day of June, in the year one thousand nine hundred.

Present—Hon. GEORGE B. ABBOTT, Surrogate.

In the Matter

of

33 The Judicial Settlement of the Account of WILLIAM HENRY PARSONS, as Executor of the last Will and Testament of SARAH MARIA PARSONS, deceased.

WILLIAM HENRY PARSONS, as executor of the last will and testament of Sarah Maria Parsons, deceased, having on the 20th day of April, 1900, presented a petition for a judicial settlement of his account as such executor as aforesaid, and more than one year having elapsed since the issuance of letters testamentary to him as such executor, and a notice requiring all persons having claims against said deceased to exhibit the same, with the vouchers thereof, having been duly published according to law.

34 And a citation having been duly issued out of this Court, directed to all persons interested in the estate of said deceased, citing and requiring them to appear before this Court on the 20th day of June, 1900, to attend the judicial settlement of the account of such executor, and directing the infants therein named to show cause why a special guardian should not be appointed to appear for them on said judicial settlement.

And on the 29th day of May, 1900, the said citation having been returned to this Court, with proof of due service thereof on Mary E. Stearns, Felix W. Preston, Gustavo Preston, Carolina Preston, The Town of Wayland, Massachusetts; The Old Ladies Home, Bangor, Maine; The Public Library of the Town of Wayland, Massachusetts; The Agricultural College, Hampton, Virginia; Mary A. Livermore, Alice Stone Blackwell, and Minot J. Savage.

And it appearing from said petition that none of the above named persons are infants;

35 And the said Executor having filed his Account and Vouchers in support thereof, and no objection being made thereto, and the Surrogate having examined the said Account, and Vouchers, and found the same correct, DOETH,

ON MOTION of Rider & Smith, Esqs., Attorneys for said Executor,

ORDER, ADJUDGE AND DECREE, that the said Account be, and the same hereby is settled and allowed.

The following is a SUMMARY STATEMENT of the said account as settled and allowed, made and recorded, pursuant to the Statute in such case made and provided, that is to say:

INCOME.

	The said Exécutor is charged with the	}	Amount of Schedule A A.	}	.....\$1,891.39
36	The said Exécutor is credited with the	}	Amount of Schedule E E.	}	.....1,891.39
					<u>0,000.00</u>

PRINCIPAL.

The said Executor is charged with the	}		
Amount of Schedule A.			11,362.83
The said Executor is credited with the	}		
Amount of Schedule B.			\$9,000.00
With the Amount of Schedule C.		264.94	
“ “ “ “ “ D.		10.55	
“ “ “ “ “ E.		1,558.21	10,833.70
			<u>\$ 529.13</u>

37 Leaving a balance of Five hundred and twenty-nine and $13/100$ dollars, in the hands of said Executor, with which sum he is hereby charged, together with the securities of said Estate still held by him, as set forth in Schedule B of his said Account.

And it is hereby further ORDERED, ADJUDGED AND DECREED, that said Executor do and he is hereby ordered and directed to pay out and dispose of the said balance so remaining in his hands as aforesaid, as follows :

That he do retain the sum of Seventy-eight and $76/100$ dollars (\$78.76) as and for his lawful commission to which he is entitled on this accounting.

That he do retain the further sum of One hundred and fifty-six and $05/100$ dollars (\$156.05), which sum is hereby allowed to him as and for his reasonable costs, counsel fees, and other expenses in this proceeding.

38 And it is hereby further ORDERED, ADJUDGED AND DECREED that the said Executor do retain and hold the balance of said moneys, to wit: the sum two hundred and ninety-four and $32/100$ dollars (\$294.32), and also do retain and hold the securities above mentioned, and which are set forth in Schedule B of said Account, until the same are sold or converted into cash, and the proceeds to be realized therefrom upon such sale or conversion ; and that the same be so held by him upon the trusts as to principal and income, created by said will.

And it is further ORDERED, ADJUDGED AND DECREED that the payments made by said Executor as set forth in his account be, and the same hereby are, ratified, approved and confirmed, and that the said Executor be, and he hereby is released and discharged from any further accounting, responsibility or liability, for or on account of any of the matters embraced in this accounting.

[L.s.]

GEO. B. ABBOTT,
Surrogate.

Schedule D.

At a Surrogate's Court, held in and for the County of Kings, at the Surrogate's Court Room, in the Hall of Records in the Borough of Brooklyn, on the 20th day of June, in the year one thousand nine hundred and one.

Present—Hon. GEORGE B. ABBOTT, Surrogate.

In the Matter

of

40

The Judicial Settlement of the Account of WILLIAM HENRY PARSONS, as Executor of the Last Will and Testament of SARAH MARIA PARSONS, deceased.

41

WILLIAM HENRY PARSONS, as executor of the Last Will and Testament of Sarah Maria Parsons, deceased, having on the 30th day of April, 1901, presented a petition for a Judicial Settlement of his account as such executor as aforesaid, and more than one year having elapsed since the issuance of Letters Testamentary to him as such executor, and a notice requiring all persons having claims against said deceased to exhibit the same, with the vouchers thereof, having been duly published according to law ;

And a citation having been duly issued out of this Court, directed to all persons interested in the estate of said deceased, citing and requiring them to appear before this Court on the 19th day of June, 1901, to attend the Judicial Settlement of the account of such executor and directing the infants therein named to show cause why a special guardian should not be appointed to appear for them on said Judicial Settlement ;

And on the 17th day of June, 1901, the said citation having been returned to this Court, with proof of due service thereof on Mary E. Stearns, Felix W. Preston, Gustavo Preston, Carolina Preston, The Old Ladies' Home, Bangor, Maine ; The Public Library of the Town of Wayland, Massachusetts ; The Agricultural College, Hampton, Virginia ; Mary A. Livermore, Alice Stone Blackwell and Minot J. Savage, and the said Alice Stone Blackwell having appeared in this proceeding by Thomas D. Robinson, Esq., her attorney,

42

And it appearing from said petition that none of the above-named persons are infants, and the said Executor having filed his Account and Vouchers in support thereof, and no objection being made thereto, and the Surrogate having examined the said Account and found the same correct, DOETH,

ON MOTION of Rider & Smith, Attorneys for said Executor,

ORDER, ADJUDGE AND DECREE, that the said Account be and the same is hereby settled and allowed.

The following is a SUMMARY STATEMENT of the said Account as settled and allowed, made and recorded pursuant to the Statute in such case made and provided, that is to say :

INCOME.

43	The said Executor is charged with the	}	.....	\$1423.50
	amount of Schedule AA.			
	The said Executor is credited with the	}	.....	1423.50
	Amount of Schedule EE.			
				<u>\$0,000.00</u>

PRINCIPAL.

	The said Executor is charged with the amount of Schedule A.	{	.....	11324.32
	The said Executor is credited with the Amount of Schedule B.	{	.....	\$6750.00
	With amount of Schedule C.....			84.56
	" " " " E.....			1874.71
				<u>8709.27</u>
				<u>\$2615.05</u>

44 Leaving a balance of Twenty-six hundred and fifteen and 05/100 dollars in the hands of said executor, with which sum he is hereby charged, together with the securities of said estate still held by him, as set forth in Schedule B of his said account.

And it is hereby further ORDERED, ADJUDGED AND DECREED that said executor do and he is hereby ordered and directed to pay out and dispose of the said balance so remaining in his hands as aforesaid as follows :

That he do retain the sum of One hundred and thirty-nine & 35/100 dollars (\$139.35), as and for his lawful commission to which he is entitled on his accounting.

That he do retain the further sum of One hundred and sixty-four & 93/100 dollars (\$164.93), which sum is hereby allowed to him as and for his reasonable costs, counsel fees and other expenses in this proceeding.

45 And it is hereby further ORDERED, ADJUDGED AND DECREED that the said executor do retain and hold the balance of said moneys, to wit, the sum of Twenty-three hundred and ten & 77/100 dollars, and that he also do retain and hold the securities above mentioned and which are set forth in Schedule B of said account, until the same are sold or converted into cash ; and also the cash that he may receive upon such sale or conversion ; and that the same be so held by him upon the trusts as to principal and income created by said will.

And it is further ORDERED, ADJUDGED AND DECREED that the payments made by said executor as set forth in his account be, and the same hereby are, ratified, approved and confirmed, and that the said executor be, and he hereby is released and discharged from any further accounting, responsibility or liability for or on account of any of the matters embraced in this accounting.

[L. s.]

GEO. B. ABBOTT,
Surrogate.

Supreme Court,

KINGS COUNTY.

GEORGE BARNES, as sole surviving Ex-
ecutor of SARAH MARIA PARSONS,
deceased,

against

FELIX W. PRESTON and others.

Summons and Complaint.

RIDER & SMITH,

Plaintiff's Attorneys,

29 Pine Street,

Manhattan,

New York City.

KINGS COUNTY SURROGATE'S COURT.

IN THE MATTER

OF

The Judicial Settlement of the Account
of WILLIAM HENRY PARSONS, as Executor
of the Last Will and Testament

OF

SARAH MARIA PARSONS, deceased.

ORDER FOR SERVICE OF

CITATION BY PUBLICA-

TION.

A citation having been duly issued in the above entitled matter, and the Petitioner having produced proof to my satisfaction that Mary E. Stearns; Felix W. Preston; Gustavo Preston; Carolina Preston; The Town of Wayland, Massachusetts; The Old Ladies' Home, Bangor, Maine; The public Library of The Town of Wayland, Massachusetts; The Agricultural College, Hampton, Virginia; Mary A. Livermore and Alice Stone Blackwell; ten of the heirs at law and next of kin, legatees or devisees, of said Sarah Maria Parsons, deceased, and to be cited upon the judicial settlement of the account of William Henry Parsons, as Executor of the Last Will and Testament of said deceased, are non-residents of this State, but reside as follows to wit: Mary E. Stearns at Medford, Massachusetts; Felix W. Preston at Ponce, Porto Rico; Gustavo Preston at No. 37 Central Street, Boston, Massachusetts; Carolina Preston at No. 57 Rue Lafaurie, Monbadon, Bordeaux, France; The Town of Wayland at the Town of Wayland, Massachusetts, The Old Ladies Home at Bangor, Maine, The Public Library of the Town of Wayland at the Town of Wayland Massachusetts; The Agricultural College at Hampton, Virginia; Mary A Livermore and Alice Stone Blackwell at No. 3 Park Street, Boston, Massachusetts: and that personal service of the citation cannot with due diligence be made upon them within the State.

I do hereby order and direct that the service of

the citation herein upon said Mary E. Stearns; Felix W. Preston; Gustavo Preston; Carolina Preston; The Town of Wayland, Massachusetts; The Old Ladies' Home, Bangor Maine; The Public Library of the Town of Wayland, Massachusetts; The Agricultural College, Hampton, Virginia; Mary A. Livermore and Alice Stone Blackwell, be made by publication thereof in two newspapers, to wit: The Brooklyn *Daily Eagle* and the Brooklyn *City*, being two newspapers printed and published in the County of Kings, once in each of six successive weeks, which is the time I deem reasonable; or, at the option of the said petitioner, by delivering a copy of the said citation, without the State, to the said Mary E. Stearns; Felix W. Preston; Gustavo Preston; Carolina Preston; The Town of Wayland, Massachusetts; The Old Ladies' Home, Bangor Maine; The Public Library of the Town of Wayland, Massachusetts; The Agricultural College, Hampton, Virginia; Mary A. Livermore and Alice Stone Blackwell in person. And I do further order and direct that on or before the day of the first publication, the petitioner herein deposit in the Post Office, in the City of New York, Borough of Brooklyn, ten sets of copies of the said citation and of this order, each set contained in a securely closed post-paid wrapper, and directed as follows:

One to Mary E. Stearns, Medford, Massachusetts.

One to Felix W. Preston, Ponce, Porto Rico.

One to Gustavo Preston, No. 37 Central Street, Boston, Massachusetts.

One to Carolina Preston, No. 57 Rue Lafaurie, Menbadon, Bordeaux, France.

One to The Town of Wayland, Massachusetts.

One to the Old Ladies' Home, Bangor, Maine.

One to the Public Library of the Town of Wayland, Town of Wayland, Massachusetts.

One to The Agricultural College, Hampton, Virginia.

One to Mary A. Livermore, No. 3 Park Street, Boston, Massachusetts.

One to Alice Stone Blackwell, No. 3 Park Street, Boston, Massachusetts.

Dated the 20th day of April, 1900.

Geo. B. Abbott

Surrogate.

KINGS COUNTY SURROGATE'S COURT.

In the Matter of the Judicial Settlement of the Account of

William Henry Parsons
as *Executor of the last Will and Testament* of

Sarah Maria Parsons Deceased.

Order for service of citation
by publication.

A citation having been duly issued in the above entitled matter, and the Petitioner having produced proof to my satisfaction that *Mary E. Stearns, Felix W. Preston, Gustavo Preston, Carolina Preston, The Old Ladies Home Bangor Maine, The Public Library of the Town of Wayland Massachusetts, The Agricultural College, Hampton, Virginia, Mary A. Livermore and Alice Stone Blackwell*, nine of the heirs at law and next of kin, legatees or devisees, of said *Sarah Maria Parsons* deceased, and to be cited upon the judicial settlement of the account of *William Henry Parsons* as *Executor of the Last Will and Testament* of said deceased, are non-residents of this State, but reside as follows, to wit:

Mary E. Stearns at Medford, Mass.
Felix W. Preston at Ponce, Porto Rico
Gustavo Preston at No 37 Central Street, Boston, Mass.
Carolina Preston at No 57 Rue Lafaurie, Montadon, Bordeaux, France.
The Old Ladies Home at Bangor, Maine.
The Public Library of the Town of Wayland, Mass. at Town of Wayland, Mass.
The Agricultural College at Hampton, Virginia.
Mary A. Livermore at No. 3 Park Street, Boston, Mass.
Alice Stone Blackwell at No. 3 Park Street, Boston, Mass.

and that personal service of the citation cannot with due diligence be made upon them within the State,

I do hereby order and direct that the service of the citation herein upon said *Mary E. Stearns, Felix W. Preston, Gustavo Preston, Carolina Preston, The Old Ladies Home Bangor Maine, The Public Library of the Town of Wayland Massachusetts, The Agricultural College, Hampton Virginia, Mary A. Livermore and Alice Stone Blackwell*

be made by publication thereof in two newspapers, to wit: The Brooklyn *Daily Eagle* and in the Brooklyn *Optimist*, being two newspapers printed and published in the County of Kings, once in each of six successive weeks, which is the time I deem reasonable; or, at the option of the said petitioner, by delivering a copy of the said citation, without the State, to the said *Mary E. Stearns, Felix W. Preston, Gustavo Preston, Carolina Preston, The Old Ladies Home Bangor Maine, The Public Library of the Town of Wayland, Massachusetts, The Agricultural College, Hampton, Virginia, Mary A. Livermore and Alice Stone Blackwell* in person. And I do further order and direct that on or before the day of the first publication, the petitioner herein deposit in the Post Office, in the City of Brooklyn, *nine* sets of copies of the said citation and of this order, each set contained in a securely closed post-paid wrapper, and directed as follows: One to *Mary E. Stearns at Medford, Massachusetts.*

- One to *Felix W. Preston at Ponce Porto Rico*
- One to *Gustavo Preston at No 37 Central Street, Boston, Massachusetts.*
- One to *Carolina Preston at No 57 Rue Lafaurie, Montadon Bordeaux France*
- One to *The Old Ladies Home at Bangor Maine*
- One to *The Public Library of the Town of Wayland, Massachusetts, at Town of Wayland, Massachusetts.*
- One to *The Agricultural College at Hampton Virginia*
- One to *Mary A. Livermore at No. 3 Park Street Boston, Massachusetts, and*
- One to *Alice Stone Blackwell at No. 3 Park Street, Boston, Massachusetts.*

Dated the

30th

day of

April 1901

189

Geo B Abbott

KINGS COUNTY SURROGATE'S COURT.

-----X
: IN THE MATTER :
: :
: --of the-- :
: :
Judicial Settlement of the account of WILLIAM : ORDER FOR
H. PARSONS, as Executor of the last Will and : SERVICE OF
Testament of SARAH MARIA PARSONS, deceased, : CITATION BY
: PUBLICATION.
: :
: --by-- :
: :
WATERMAN T. HEWETT and GEORGE BARNES, as Execu- :
tors of the last Will and Testament of WILLIAM :
H. PARSONS, deceased. :
: :
-----X

A citation having been duly issued in the above entitled matter, and the petitioner having produced proof to my satisfaction that Henry L. Stearns, Francis P. Stearns; James J. Myers as Executor of, and Trustee under the last Will and Testament of Mary E. Stearns, deceased, Henry Endicott as Executor of, and Trustee under the last will and testament of Mary E. Stearns, deceased, Felix W. Preston, Gustavo Preston, Carolina Preston, Mary A. Livermore, Alice Stone Blackwell, Home for Aged Women, The Trustees of the Hampton Normal and Agricultural Institute, The Wayland Free Public Library and The Town of Wayland, thirteen of the heirs at law and next of kin, legatees or devisees, of said Sarah Maria Parsons, deceased, and to be cited upon the judicial settlement of the account of William H. Parsons, as Executor of the last will and testament of Sarah Maria Parsons, deceased, by Waterman T. Hewett and George Barnes as Executors of the last will and testament of said William H. Parsons, deceased; are non-residents of this State, but reside as follows, to wit:

Henry L. Stearns at Tufts College, P. O. Massachusetts.

Francis P. Stearns at Tufts College, P. O. Massachusetts.

James J. Myers Executor of, and Trustee under the last will and testament of Mary E. Stearns, deceased, at Cambridge, Massachusetts.

Henry Endicott Executor of, and Trustee under the last will and testament of Mary E. Stearns, deceased, at Boston, Massachusetts.

Felix W. Preston, at Ponce Porto Rico.

Gustavo Preston, at No. 37 Central Street, Boston, Massachusetts.

Carolina Preston, care of Guillermo Verges, at Puerto Santa Maria, Spain.

Mary A. Livermore at No. 3 Park Street, Boston, Massachusetts.

Alice Stone Blackwell at No. 3 Park Street, Boston, Massachusetts.

Home for Aged Women, at Bangor, Maine.

The Trustees of the Hampton Normal and Agricultural Institute, at Hampton, Virginia.

The Wayland Free Public Library, at Wayland, Massachusetts. The Town of Wayland, in the State of Massachusetts; and that personal service of the citation cannot with due diligence be made upon them, or either of them within the State.

I do hereby order and direct that the service of the citation herein upon said Henry L. Stearns, Francis P. Stearns, James J. Myers as Executor of, and trustee under the last will and testament of Mary E. Stearns, deceased, Henry Endicott as Executor of, and Trustee under the last will and testament of Mary E. Stearns, deceased, Felix W. Preston, Gustavo Preston, Carolina Preston, Mary A. Livermore, Alice Stone Blackwell, Home for Aged Women, The Trustees of the Hampton Normal and Agricultural Institute, The Wayland Free Public Library and The Town of Wayland, be made by publication thereof in two newspapers to wit, The Brooklyn *Citizen* and in the Brooklyn *Standard Union* being two newspapers printed and published, in the County of Kings, once in each of six successive weeks, which is the time I deem reasonable; or, at the option of the said petitioner, by delivering a copy of the said citation without the State, to the said Henry L. Stearns, Francis P. Stearns, James J. Myers, as Executor of, and Trustee under the last will and testament of Mary E. Stearns, deceased, Henry Endicott as Executor of, and Trustee under the last will and testament of Mary E. Stearns, deceased, Felix W. Preston, Gustavo Preston, Carolina Preston, Mary A. Livermore, Alice Stone Blackwell, Home for Aged Women, the Trustees of the Hampton Normal and Agricultural Institute, The Wayland Free Public Library and The Town of Wayland, in person.

AND I DO FURTHER ORDER AND DIRECT that on or before the day of the first publication, the petitioner herein deposit in the Post Office, in the City of New York, Borough of Brooklyn, thirteen sets of copies of the said citation and of this order, each set contained in a securely closed post-paid wrapper, and directed as follows: One to

Henry L. Stearns, Tufts College, P. O. Massachusetts.

One to Francis P. Stearns, Tufts College, P. O. Massachusetts.

One to James J. Myers Executor of, and Trustee under the last will and testament of Mary E. Stearns, deceased, Cambridge, Massachusetts.

One to Henry Endicott Executor of, and Trustee under the last will and testament of Mary E. Stearns, deceased, Boston, Massachusetts.

One to Felix W. Preston, Ponce Porto Rico.

One to Gustavo Preston, No. 37 Central Street, Boston, Massachusetts.

One to Carolina Preston, care of Guillermo Verges, Puerto Santa Maria, Spain.

One to Mary A. Livermore No. 3 Park Street, Boston, Massachusetts.

One to Alice Stone Blackwell, No. 3 Park Street, Boston, Massachusetts.

One to Home for Aged Women, Bangor, Maine.

One to The Trustees of the Hampton Normal and Agricultural Institute, Hampton, Virginia.

One to The Wayland Free Public Library, Wayland, Massachusetts.

One to The Town of Wayland, in the State of Massachusetts.

Dated the *8th* day of May, 1902.

JAMES C. CHURCH,

Surrogate.

THE PEOPLE OF THE STATE OF NEW YORK,

BY THE GRACE OF GOD FREE AND INDEPENDENT,

To *Mary E. Stearns Felix W. Preston, Gustave
Preston Carolina Preston The Town of Way-
land Massachusetts, The Old Ladies Home
Bangor Maine The Public Library of the
Town of Wayland Massachusetts, The
Agricultural College Hampton Virginia
Mary A. Livermore, Alice Stone Black-
well and Minot J. Savage*

SEND GREETING:

You and each of you are hereby cited to appear before our Surrogate of the County of Kings, at a Surrogate's Court to be held at the Hall of Records, in the County of Kings, on the *20th* day of *June* 190*0* at ten o'clock in the forenoon, then and there to attend the judicial settlement of the account of *William Henry Parsons* as *Executor* of the *last Will and Testament* of *Sarah Maria Parsons* deceased. And let the above-named infants then and there show cause why a special guardian should not be appointed to appear for them on said judicial settlement.

In Testimony Whereof, we have caused the Seal of our said Surrogate's Court to be hereunto affixed.

Witness, Hon. GEORGE B. ABBOTT, Surrogate of our said County, at the County of Kings, the *20th* day of *April* in the year of our Lord one thousand nine hundred.



Michael F. Mc Goldrick

Clerk of the Surrogate's Court.

THE PEOPLE OF THE STATE OF NEW YORK,

BY THE GRACE OF GOD FREE AND INDEPENDENT,

To Mary E. Stearns, Felix W. Preston, Gustavo Preston, Carolina Preston, The Old Ladies Home, Bangor, Maine, The Public Library of the Town of Wayland, Massachusetts, The Agricultural College, Hampton, Virginia, Mary A. Livermore, Alice Stone Blackwell and Minot J. Savage.

SEND GREETING:

You and each of you are hereby cited to appear before our Surrogate of the County of Kings, at a Surrogate's Court to be held at the Hall of Records, in the County of Kings, on the 19th day of June 1901. at ten o'clock in the forenoon, then and there to attend the judicial settlement of the account of William Henry Parsons as the executor of the last Will and Testament of Sarah Maria Parsons, deceased. And let the above-named infants then and there show cause why a special guardian should not be appointed to appear for them on said judicial settlement.

In Testimony Whereof, we have caused the Seal of our said Surrogate's Court to be hereunto affixed.

Witness, Hon. GEORGE B. ABBOTT, Surrogate of our said County, at the County of Kings, the 30th day of April, in the year of our Lord one thousand nine hundred



MICHAEL F. MC GOLDRICK,

Clerk of the Surrogate's Court.

The People of the State of New York,

BY THE GRACE OF GOD FREE AND INDEPENDENT.

To

HENRY L. STEARNS, FRANCIS P. STEARNS, JAMES J. WYERS as Executor of, and Trustee under the last will and testament of Mary B. Stearns, deceased, HENRY WHICOTT as Executor of, and Trustee under the last will and testament of Mary B. Stearns, deceased, FELIX W. PRESTON, GUSTAVO PRESTON, CAROLINA PRESTON, MARY A. LIVERMORE, ALICE STONE BLACKWELL, MINOT J. SAVAGE, HOME FOR AGED WOMEN, THE TRUSTEES OF THE HAMPTON NORMAL AND AGRICULTURAL INSTITUTE, THE WAYLAND FREE PUBLIC LIBRARY and THE TOWN OF WAYLAND, in the State of Massachusetts.

SEND GREETING:

You and each of you are hereby cited to appear before our Surrogate of the County of Kings, at a Surrogate's Court to be held at the Hall of Records, in the County of Kings, on the 26th day of June 1902. at ten o'clock in the forenoon, then and there to attend the judicial settlement of the account of WILLIAM H. PARSONS, as Executor of the last will and testament of Sarah Maria Parsons, deceased, by Waterman P. Pickett and George Barnes, Executors of the last will and testament of said William H. Parsons deceased. And let the above-named infants then and there show cause why a special guardian should not be appointed to appear for them on said judicial settlement.

In Testimony Whereof, we have caused the Seal of our said Surrogate's Court to be hereunto affixed.

Witness, Hon. JAMES C. CHURCH, Surrogate of our said County, at the County of Kings, the 8th day of May, in the year of our Lord one thousand nine hundred and two



William P. Pickett

Clerk of the Surrogate's Court.

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